

FILED
YADKIN COUNTY
NO.

MAY 20 10 42 AM '98

BOOK AND PAGE
TED C. WILLIAMS
REGISTER OF DEEDS

Yadkin County

Cellular Tower

Amendment

That the Yadkin County Zoning Ordinance, Article 8, Entitled, "Design Standards", be amended by adding a new Section 5, Entitled, "Wireless Communication Facility Development Standards", and by inserting the following text:

Wireless Communication Facility Development Standards. The following definitions and development standards for the zoning jurisdiction of the Yadkin County shall; 1) apply to the installation, construction, attachment and alteration of facilities to accommodate wireless communication facilities; 2) provide the criteria for evaluating such proposed activities; 3) provide a procedure for the suitability certification and accomplishing related purposes.

5.1 Purposes

5.1.1 The County recognizes that the Yadkin County desires to encourage the orderly development of wireless communication technologies for the benefit of the County and its citizens. The County also recognizes the character of the communities of the County.

As a matter of public policy the County aims to encourage the delivery of new wireless technologies throughout the County while controlling the proliferation of communication towers. Such development activities will promote and protect the health, safety, prosperity and general welfare of persons living in Yadkin County.

Specifically, the Wireless Communication Facility Development Standards are designed to achieve the following:

- a. Provide a range of locations for Wireless Communication Facilities throughout the County.

KB471 P0170

- b. Encourage the location of Wireless Communication Facilities onto existing structures to reduce the number of new communication towers needed within the Yadkin County;
- c. Encourage collocation and site sharing of new and existing Wireless Communication Facilities;
- d. Control the type of tower facility constructed when towers are permitted;
- e. Establish adequate development and design criteria to enhance the ability of providers of telecommunications services to provide service to the community quickly, effectively, and efficiently;
- f. Protect residential, historic preservation areas, and scenic corridors from the uncontrolled development of Wireless Communications Facilities by requiring reasonable siting conditions;
- g. Promote the use of suitable lands for the location of wireless antennae, towers, and/or Wireless Communication Facilities.
- h. Insure the harmonious, orderly and efficient growth and development of Wireless Communication Facilities within the County;
- i. Stabilize the economy of the County through the continued use of the County's public resources;
- j. Provide development standards in which the zoning regulations permit the development of Wireless Communication Facilities which are consistent with the requirements of the Telecommunications Act of 1996 and in the best interest of the future of the Yadkin County;
- k. Provide clear performance standards addressing the siting of Wireless Communication Facilities; and

1. Streamline and expedite the permitting procedures to effect compliance with the Federal Telecommunications Act of 1996;

5.2 Certain Uses Not Covered By This Ordinance

Nothing in this ordinance shall reduce any of the permitted uses of any zoned property within the Yadkin County. Nothing in this ordinance shall affect the right of a property owner to use or develop their property. Nothing in the ordinance shall affect the right of a property owner to continue any legal non-conforming use.

5.3 Interpretation And Definitions

5.3.1 Construction Of Other Ordinances - To the extent these development standards conflict with other Ordinances for Yadkin County, these development standards shall control.

5.3.2 Rules For Words And Phrases - For the purposes of Section, words used in the present tense include the future tense; words in the singular number include the plural number, and words in the plural number include the singular number; the word "shall" is mandatory; the word "may" is permissive; the word "used" includes "designed" and "intended" or arranged to be used or occupied; and the word "person" includes a firm, association, organization, partnership, trust, foundation, company or corporation as well as an individual.

5.3.3 Definitions - For the purpose of this Section certain words, phrases and terms used herein shall be interpreted as stated in this Subsection III. The Planning Director or designee shall define any word, phrase or term not defined herein. The interpretation shall be based upon its common and ordinary usage in the region.

Antenna Array. An Antenna Array is one or more rods, panels, discs or similar devices used for the transmission or reception of radio frequency signals, which may include omni-directional antenna (rod), directional antenna (panel) and parabolic antenna (disc). The Antenna Array does not include the Support Structure.

Attached Wireless Communication Facility. An Attached Wireless Communication Facility is an Antenna Array that is attached to an existing building or structure (Attachment Structure), which structures shall include but not be limited to utility poles, signs, water towers, rooftops, towers with any accompanying pole or device (Attachment Device) which attaches the Antenna Array to the existing building or structure and associated connection cables, and an Equipment Facility which may be located either inside or outside of the Attachment Structure.

Collocation/Site Sharing. Collocation/Site Sharing shall mean use of a common Wireless Communication Facility or common site by more than one wireless communication license holder or by one wireless license holder for more than one type of communications technology and/or placement of an antenna array on a structure owned or operated by a utility or other public entity.

Equipment Facility. An Equipment Facility is any structure used to contain ancillary equipment for a Wireless Communication Facility which includes cabinets, shelters, a build out of an existing structure, pedestals, and other similar structures.

Federal Aviation Administration. FAA

Federal Communications Commission. FCC

Federal Telecommunications Act of 1996. FTA.

Height. When referring to a Wireless Communication Facility, height shall mean the distance measured from ground level to the highest point on the Wireless Communication Facility, excluding the Antenna Array.

Setback. Setback shall mean the required distance from the property line of the parcel on which the Wireless Communication Facility is located to the base of the Support Structure and equipment shelter or

cabinet where applicable, or, in the case of guy-wire supports, the guy anchors.

Support Structure. A Support Structure is a structure designed and constructed specifically to support an Antenna Array, and may include a monopole, self supporting (lattice) tower, guy-wire-support tower and other similar structures. Any device (Attachment Device) which is used to attach an Attached Wireless Communication Facility to an existing building or structure (Attachment Structure) shall be excluded from the definition of and regulations applicable to Support Structures.

Temporary Wireless Communication Facility. Temporary Wireless Communication Facility shall mean a Wireless Communication Facility to be placed in use for ninety (90) or fewer days.

Tower and Antenna Use Application (TAA). A form provided to the applicant by the County for the applicant to specify the location, construction, use and compliance with the development standards of a proposed Wireless Communications Facility subject to an approved site plan and any special conditions determined by the Planning Director or designee appropriate under the provisions of this Ordinance.

Wireless Communications. Wireless Communications shall mean any personal wireless services as defined in the Telecommunications Act of 1996, which includes FCC licensed commercial wireless telecommunications services including cellular, personal communication services (PCS), specialized mobile radio (SMR), enhanced specialized mobile radio (ESMR), paging, and similar services that currently exist.

Wireless Communication Facility. A Wireless Communication Facility is any unstaffed facility for the transmission and/or reception of wireless telecommunications services, usually consisting of an Antenna Array, connection cables, an Equipment Facility, and a Support Structure to achieve the necessary elevation.

5.4 Preferred Locations For Wireless Communication Facilities And Applicability

5.4.1 The following Wireless Communication Facilities may be allowed within Yadkin County as follows;

- a. Antenna Attachments. Antenna attachments onto existing Support Structure or onto an Attached Wireless Communication Facility shall be permitted by administrative approval subject to the development criteria of Section 5.5.
- b. All lands identified in Appendix A. Antenna attachments or Wireless Communication Facilities with support structures shall be permitted by administrative approval subject to the development criteria of Section V and Appendix A.
- c. Other Lands. Wireless Communication Facilities with support structures shall only be permitted on all other lands not identified in Appendix A by means of approval of a Conditional Use Permit. Prior to applying for a Conditional Use Permit, the applicant shall provide the County with adequate information to establish that lands included in 1 or 2 above can not be made suitable for Wireless Communication Facility locations.

5.4.2 The following shall apply in the Yadkin County.

- a. Tower and Antenna Use Application Required. No person, firm or corporation shall install or construct any Wireless Communication Facility unless and until a Tower Antenna Use Application (TAA) has been issued pursuant to the requirements of this ordinance.
- b. Pre-existing Wireless Communications Facility. Wireless Communications Facilities for which a permit has been issued prior to the effective date of this Ordinance shall be considered as nonconforming and shall not be required to meet the requirements of this Ordinance.

- c. Amateur Radio Exclusion. This Section shall not govern the installation of any amateur radio facility that is owned and operated by a federally licensed amateur radio station operator.
- d. Relationship to Other Ordinances. Except for Historic Districts, this Section shall supersede all conflicting requirements of other ordinances regarding the locating and permitting of Wireless Communication Facilities.
- e. Airport Zoning. Any Wireless Communication Facility located or proposed to be located in airport areas governed by the Federal Aviation Administration shall also comply with the provisions of all applicable local, state and federal airport regulations.
- f. Building Codes. Construction of all Wireless Communication Facilities shall comply with the requirements of the Yadkin County Building Codes and permitting process in addition to the requirements of this Section.

5.5 Development Standards

Development standards for Wireless Communication Facilities will include the following development standards:

5.5.1 Height Standards. The following height standards shall apply to all Wireless Communications Facility installations:

- a. Attached Wireless Communications Facilities. Attached Wireless Communication Facilities shall not add more than twenty (20) feet to the height of the existing building or structure to which it is attached (Attachment Structure). However, antenna attachments to existing communication towers shall not increase the height of tower above the maximum permitted height of that tower.
- b. Wireless Communication Facilities with Support Structures identified in Appendix A shall have a maximum height as set out in Appendix A.

- c. Height for Wireless Communication Facilities with Support Structures on other lands not identified in a. or b. above shall be reviewed on a case by case basis as part of the Conditional Use Permit process. The height of the proposed Wireless Communication Facility should be consistent with the height standards indicated in Appendix A for similar properties in similar locations; and considering ground elevations, topographical conditions and other site development criteria within this Ordinance.

5.5.2 Setback Standards. The following setback standards shall apply to all Wireless Communication Facility installations.

- a. Attached Wireless Communication Facilities shall meet the setback provisions of the underlying zoning district in which they are located. However, an Attached Wireless Communication Facility Antenna Array may extend up to 30 inches horizontally beyond the edge of the Attachment Structure so long as the Antenna Array does not encroach upon an adjoining parcel.
- b. Wireless Communications Facilities with Support Structures shall meet the setback requirements for principal structures of the underlying zoning district in which they are located.

5.5.3 Landscaping. The following landscaping requirements shall be maintained by the applicant and shall apply to all Wireless Communications Facility installations.

- a. New Construction. New Wireless Communications Facilities with Support Structures and Attached Wireless Communication Facilities with new building construction shall be landscaped with a minimum landscaped area of ten (10) feet around the perimeter of the security fence meeting the following standards:

- i. One row of evergreen trees with a minimum caliper of 1.75 inches shall be installed with a maximum spacing of 25 feet.
 - ii. Evergreen shrubs capable of creating a continuous hedge and obtaining a height of at least five (5) feet shall be planted with a maximum spacing of five (5) feet. Plants shall be at least three (3) gallon container plants or 24 inches tall at the time of planting.
 - iii. All plants and trees shall be indigenous to eastern North Carolina and draught resistant.
- b. Land Form Preservation. Existing mature tree growth and natural Land Form on the site shall be preserved to the extent feasible; provided however, that vegetation that causes interference with the antennas or inhibits access to the Equipment Facility may be trimmed or removed.
- c. Existing Vegetation. Existing vegetation on a Wireless Communication Facility site may be used in lieu of required landscaping where approved by the Planning Director or designee.
- d. Minimum Site Disturbance. Grading for the new Wireless Communication Facility shall be minimized and limited only to the area necessary for the new facility.

5.5.4 Aesthetics, Placement, Materials and Colors. Wireless Communications Facilities shall be designed so as to be compatible with the existing structures and surroundings to the extent feasible, including placement in a location which is consistent with proper functioning of the Wireless Communications Facility, the use of compatible or neutral colors, or camouflage technology.

5.5.5 Lighting. The following lighting requirements shall apply to all Wireless Communications Facility installations. Wireless

Communications Facilities shall not be artificially illuminated, directly or indirectly, except for:

- a. security and safety lighting of equipment buildings if such lighting is appropriately down shielded to keep light within the boundaries of the site; and
- b. such illumination of the Wireless Communications Facility as maybe required by the FAA or other applicable authority installed in a manner to minimize impacts on adjacent residences.
- c. Unless otherwise required by the FAA or other applicable authority, the required light shall be red and a type of lenses used to reduce ground lighting when the site is within 100' of a residential dwelling.

5.5.6 Signage. Wireless Communications Facilities shall not display any signage, logos, decals, symbols or any messages of a commercial or noncommercial nature, except for a small message containing provider identification and emergency telephone numbers and such other information as may be required by local, state or federal regulations governing Wireless Communications Facilities.

5.5.7 Fencing. Wireless Communications Facilities with Support Structures shall be enclosed by an opaque fence (excluding slatted chain link) not less than 6 feet in height. Security features may be incorporated into the buffer and landscaping requirements for the site. Nothing herein shall prevent fencing that is necessary to meet requirements of State or Federal agencies.

5.5.8 Radio Frequency Emissions/Sound. The following radio frequency emissions standards shall apply to all Wireless Communications Facility installations:

- a. Radio Frequency Impact. The FTA gives the FCC jurisdiction of the regulation of Radio Frequency (RF) emissions, and Wireless

Communications Facilities that do not exceed the FCC standards shall not be conditioned or denied on the basis of RF impact.

- b. FCC Compliance. In order to provide information to its citizens, copies of ongoing FCC information concerning Wireless Communications Facilities and RF emissions standards may be requested from time to time. Applicants for Wireless Communications Facilities shall be required to provide information with the application on the measurement of the effective radiated power of the facility and how this meets the FCC standards.
- c. Sound Prohibited. No unusual sound emissions such as alarms, bells, buzzers or the like are permitted.

5.5.9 Structural Integrity. Wireless Communications Facilities with Support Structures shall be constructed to the Electronics Industries Association/Telecommunications Industries Association (EIA/TIA) 222 Revision F Standard entitled "Structural Standards for Steel Antennas Towers and Antenna Support Structures" (or equivalent), as it may be updated and amended. Each Support Structure shall be capable of supporting multiple antenna arrays.

5.5.10 Collocation Support Structure Design. All Wireless Communication Facilities with a support structure up to a height of 150 feet shall be engineered and constructed to accommodate at least 2 antenna array. All Wireless Communication Facilities with a support structures up to a height of 150 feet or greater shall be engineered and constructed to accommodate at least 3 antenna array.

5.5.11 Collocation Agreement. All applicants for Wireless Communications Facilities are required to submit a statement with the application agreeing to allow and reasonably market collocation opportunities to other Wireless Communications Facility users. The statement shall include the applicant's policy regarding collocation of other providers and the methodology to be used by the applicant in determining reasonable rates to be charged other providers. The Collocation

Agreement shall be considered a condition of issuance of a Tower Antenna Use Application (TAA). A TAA shall not be issued unless the applicant complies with the collocation policy outlined in Section 5.8 of this ordinance.

5.6 Review Process

The applicable development criteria referred to herein are those set forth in Subsection 5.5 of this Ordinance.

- 5.6.1 Permitting Procedures. Attached Wireless Communications Facilities with or without new building construction that meet the development criteria may be permitted by administrative review. All Wireless Communications Facilities with Support Structures that meet the development criteria and that are located on lands in Appendix A, or Antenna Array attachments onto existing structures may be permitted by administrative review unless the proposed facility is located on lands meeting criteria in 2. or 3. below. All other proposed Wireless Communication Facilities shall be subject to the Conditional Use Permit process.
- 5.6.2 Any Wireless Communications Facility (Attached or with a Support Structure), regardless of type, to be located within an established historic area, Historic District or other designated Overlay District will be subject to review by the appropriate District Commission and the Planning Board. Review by a District Commission shall be in accordance with that District Ordinance administrative procedures for a certificate of appropriateness. All Wireless Communications Facility applications that do not conform to the Development Criteria or are otherwise not eligible for Administrative Review shall be subject to the Planning Board Review process.
- 5.6.3 Wireless Communications Facilities as a part of a Coordinated Development Approval. Wireless Communications Facilities as part of a proposed residential or nonresidential subdivision, planned unit development, site plan, conditional rezoning, or other coordinated

development approval shall be reviewed and approved through those processes.

- 5.6.4 Temporary Wireless Communications Facilities may be permitted by Administrative Approval for a term not to exceed 90 days. Once granted, a temporary Wireless Communications Facility permit may be extended for an additional 90 days upon evidence of need by the applicant. In case of emergency (e.g., storm damage to an existing tower or other circumstances resulting in the interruption of existing service) the Administrative Review shall be expedited to the extent feasible.

5.7 Approval Process

- 5.7.1 Application Submission. All Tower Antenna Use Applications, regardless of Wireless Communication Facility type shall include all of the requirements contained in this section.

a. Application Contents. Each applicant requesting a TAA under this Ordinance shall submit a sealed complete set of drawings prepared by a licensed architect or engineer that will include a site plan, elevation view and other supporting drawings, calculations and other documentation showing the location and dimensions of the wireless communications facility and all improvements associated therewith, including information concerning specifications, antenna locations, equipment facility and shelters, landscaping, parking, access, fencing and, if relevant as determined by staff, topography, adjacent uses and existing vegetation. Applicants proposing to collocate on an existing wireless communication facility shall include a Radio Frequency Intermodulation Study with their application.

b. Submission requirements. Application for a TAA shall be submitted to the County on forms prescribed by the County. The application shall be accompanied by a site plan containing the information described above and a copy of the appropriate FCC license. If Planning Board review is required, the application and

site plan shall be placed on the next available Planning Board agenda in accordance with the agenda deadlines established by the County.

- c. Application Fees. A plan review fee of \$500 and a Radio Frequency Intermodulation Study review fee of \$500 (collocation applicants only) shall accompany each application. These fees may be used by the County to engage an engineer(s) or other qualified consultant(s) to review the technical aspects of the application and Radio Frequency Intermodulation Study (if required).
- d. Additional Technical Assistance. In the course of its consideration of an application, the County, may deem it necessary, in complex situations, to employ an engineer(s) or other consultant(s) qualified in the design and installation of wireless communication facilities to assist the County in the technical aspects of the application. In such cases, any additional reasonable costs incurred by the County not to exceed fifteen hundred dollars (\$1,500) for the technical review and recommendation shall be reimbursed by the applicant prior to the final County hearing on the TAA.

5.7.2 Administrative Review. The following administrative review process shall apply to all wireless communications facility applications eligible for administrative review.

- a. Review Authority. Review of the Tower and Antenna Use Application (TAA) under this Section shall be conducted by the Planning Director or the designee upon filing a TAA.
- b. Review Criteria. Each application shall be reviewed for compliance with the development criteria specified in Section V.
- c. Timing of Decision. The Planning Director or designee shall render a decision on the wireless communication facility application by written response to the applicant within twenty (20) business days after receipt of the complete application, except that an extension may be agreed upon by the applicant. Should an application not be

reviewed within twenty (20) business days then a written explanation to the applicant for the delay shall be provided to the applicant and the applicant may decide to submit the plans to the Planning Board for review.

- d. Referral. The Planning Director or designee in its sole discretion may refer any application for administrative approval of wireless communication facilities to the Planning Board for any reason.
- e. Application Denial. If Administrative approval is not obtained or is denied due to noncompliance with the development criteria, the applicant may appeal the denial by applying for Planning Board review.
- f. Application Approval. If the TAA application together with all required addenda are in compliance with the development criteria and otherwise meets the requirements of this Section, the Planning Director or designee may approve the Tower Antenna Use Application and authorize issuance of the proper permits.

5.7.3 Planning Board Review. The following shall apply to all Tower and Antenna Use Applications requiring submission to the Planning Board.

- a. Review Authority. The Planning Board shall be the review authority for TAA applications not eligible for Administrative Review or otherwise referred to the Board.
- b. Notice. Notice of the application and the public hearing by the Planning Board shall be done in the same manner as a Conditional Use Permit under the Zoning Ordinance
- c. Hearing. The Planning Board shall review and consider the TAA application at a public hearing. At the hearing, interested persons may appear and offer information in support or opposition to the proposed application. The Planning Board shall consider the following in reaching a decision.

1. Development Criteria. The complete Tower Antenna Use Application shall be reviewed for compliance with the development criteria set forth in Section V; provided that the applicable development criteria in this Ordinance may be modified as long as the approval of the TAA meets the goals and purposes of the Ordinance. The Planning Board may recommend an alternative development criteria, provided the alternative development criteria are reasonable and capable of being accomplished, by specific inclusion in a motion for approval.
2. Tower Siting Conditions. The Planning Board may impose conditions and restrictions on the application or on the premises benefited by the TAA as it deems necessary to reduce or minimize any adverse effects and to enhance the compatibility of the wireless communication facility with the surrounding property, in accordance with the purposes and intent of this Ordinance. The violation of any condition shall be grounds for revocation of the TAA. The Planning Board may recommend additional development standards in addition to the development criteria upon the following findings:
 - i) The wireless communication facility would result in significant adverse visual impact on nearby residences.
 - ii) The conditions are based upon the purpose and goals of this Ordinance.
 - iii) The conditions are reasonable and capable of being accomplished.
3. Action. Following the public hearing and presentation of evidence, the Planning Board shall take one of the following actions:
 - i) Approve the application as submitted;
 - ii) Approve the application with conditions or modifications;

- iii) Refer the application for additional information or neighborhood input; or
 - iv) Deny the application in writing.
4. Findings. All decisions rendered by the Planning Board concerning a Tower Antenna Use Application shall be supported by written findings of fact and conclusions of law based upon substantial evidence of record.
5. Timing of Decision. The Planning Board shall render its decision within 60 days or less of the final submission of all required application documents and technical review, however, this time may be increased due to deferrals by either the applicant or the Planning Board.
6. Appeals. The decision of the Planning Board may be appealed to the Yadkin County Commissioners under the following circumstances:
- a.) An appeal shall be filed no later than 30 days after the final action by the Planning Director or the Planning Board. Only the applicant and those who registered an objection to the TAA in the record of the Planning Board shall have standing to appeal.
 - b.) Only such evidence or testimony in support of or opposition to the issuance of the TAA which was provided to the Planning Board may be presented to the Yadkin County Commissioners unless the Yadkin County Commissioners, by majority vote, decides to hear new information.
 - c.) Notice of appeal shall be accomplished by the appellant in the same manner as a Conditional Use Permit under the Yadkin County Zoning Code.

5.8 Shared Facilities and Collocation Policy

5.8.1 Collocation. All new Wireless Communication Facilities shall be engineered, designed and constructed to be capable of sharing the facility with other applicants, to collocate with other existing wireless communication facilities and to accommodate the future collocation of other wireless communication facilities. A TAA shall not be issued until the applicant proposing a new wireless communications facility shall demonstrate that it has made a reasonable good faith attempt to locate its Wireless Communication Facility onto an existing structure. Competitive conflict and financial burden alone are not deemed to be adequate reasons against collocation.

5.9 Removal of Abandoned Support Structures

Any support structure that is not operated for a continuous period of twelve (12) months shall be considered abandoned, and the County, at its election, may require the support structure owner to remove the support structure within 90 days after notice from the County to remove the support structure. If the abandoned support structure is not removed within 90 days, the County may remove it and recover its costs from the support structure owner. If there are two or more users of a single support structure, this provision shall not become effective until all providers cease to use the support structure. If the owner of an abandoned support structure cannot be located or is no longer in business, the requirements of this section shall be the responsibility of the landowner on whose property the support is located.

5.10 Nonconforming

5.10.1 Wireless Communication Facilities in existence on the date of the adoption of this Ordinance which do not comply with the requirements of this Ordinance (nonconforming wireless communications facility) are subject to the following provisions:

5.10.2 Expansion. Nonconforming wireless communication facilities may continue in use for the purpose now used, but may not be expanded

without complying with this Ordinance except as further provided in this Section.

5.10.3 Additions. Nonconforming wireless communications facilities may add additional antennas (belonging to the same provider or other providers) subject to Administrative Review under this Ordinance.

5.10.4 Repairs or Reconstruction. Nonconforming wireless communications facilities which become damaged due to any reason or cause, may be repaired and restored to its former use, location, and physical dimensions subject to the provisions of this Ordinance. Provided, however, that if the damage to the wireless communication facility exceeds 50% of replacement cost, said wireless communication facility may only be reconstructed or repaired in compliance with this ordinance.

5.10.5 Any nonconforming wireless communications facility not in use for six months shall be deemed abandoned and all rights as a nonconforming use shall cease.

5.11 Revocation of Tower And Antenna Use Applications

The approval of any Tower and Antenna Use Application issued pursuant to this Ordinance may be revoked after a hearing as provided hereinafter. If the Planning Director or designee finds that any permit holder has violated any provision of this Ordinance, or has failed to make good faith reasonable efforts to provide or seek collocation, the Planning Director or designee shall notify the permit holder in writing that the TAA is revocable due to the permit holder's non compliance with the conditions of the permit and the Planning Director or designee shall convene a meeting with the Permit holder no later than 30 days from the date of the letter. The Planning Director or designee may require the permit holder to correct the violation within a reasonable amount of time or the Planning Director or designee may recommend to the County Commissioners that the Tower Antenna Use Application be revoked. After the appropriate public hearing, the County Manager and County Commissioners may revoke the Tower Antenna Use Application (TAA) upon such terms and conditions, if any, that the County Manager and County

Commissioners may determine. Prior to initiation of revocation proceedings, the County shall notify the permit holder, in writing, of the specific areas of non-compliance and specify the date by which such deficiencies must be corrected. The time for correction of deficiencies shall not exceed 60 days. The permit holder shall provide the County with evidence that the required corrective action has been taken. Should the permit holder fail to correct any deficiencies in the time required, the County Manager and County Commissioners shall convene a public hearing to consider revocation of the Tower Antenna Use Application. The hearing shall be conducted pursuant to notice by publication in a newspaper with general circulation in the County not less than 10 days prior to the hearing and by written notice to the permit holder. At any such hearing, the permit holder may be represented by an attorney and may cross-examine opposing witnesses. Other interested persons may comment. The County Manager and County Commissioners may impose reasonable restrictions with respect to time and procedure. The proceedings shall be recorded; provided, however, that stenographic services, if desired, shall be provided by the requesting party at that party's expense.

5.12 Penalty

The fine or penalty for violating any provisions of this Ordinance shall, upon conviction in a court of competent jurisdiction not exceed one thousand dollars (\$1,000.00) for any one specified offense or violation further, that if a thing prohibited or rendered unlawful is, in its nature, continuous in respect to time, the fine or penalty for allowing the continuance thereof in violation of this Ordinance shall not exceed one thousand dollars (\$1,000.00) for each day that it may be unlawfully continued.

5.13 Annual Review

The County Manager and County Commissioners shall review this ordinance on an annual basis and shall alter or amend the same as required in the manner provided by law.

Appendix A.
Yadkin County, North Carolina
Wireless Communication Facility Telecommunications Ordinance

Site #	Field Site Name	Underlying Zoning	Recommended Wireless Communication Facility Use
1	Old Community Center		300' Guyed Tower
2	Richmond Hill Law School		190' Camouflaged Monopole
3	County Group Home		190' Monopole
4	EMS Center		300' Guyed Tower to Provide 911 Service to Jonesville
5	Landfill		300' Guyed Tower
6	EMS Center		190' Monopole
7	Medical Center		OMIT
8	Old Voring House		OMIT
9	Sewer Pump Station		OMIT
10	Group Home		250' Guyed Tower
11	Sewer Pump Station		OMIT
12	Sewer Pump Station		OMIT
13	Waste Dump Site		300' Guyed Tower
14	Old Land Fill		300' Guyed Tower
15	Styers Mill Park		Omit
16	Recycling Drop-off Site		300' Guyed Tower
17	Wet Lands		OMIT
18	County Park		300' Guyed Tower
19	Fire Tower		150' Monopole
20	Hospital		190' Monopole
21	Cross Roads Mental Health Center		OMIT
22	Court House		OMIT
23	Sheriff Dept./EMS		OMIT

1. The first part of the paper discusses the importance of understanding the underlying mechanisms of the observed phenomena. It highlights the need for a comprehensive approach that combines theoretical analysis with empirical data.

2. The second part of the paper focuses on the development of a robust framework for analyzing the data. This involves identifying the key variables and their relationships, as well as selecting appropriate statistical models.

3. The third part of the paper presents the results of the analysis. It shows that the proposed framework is capable of capturing the essential features of the data, and that the results are consistent with the theoretical predictions.

4. The fourth part of the paper discusses the implications of the findings. It suggests that the results have important implications for the understanding of the underlying processes, and that they may be useful in the design of future experiments.

5. The fifth part of the paper concludes the paper by summarizing the main findings and highlighting the limitations of the study. It also suggests some directions for future research.

6. The sixth part of the paper provides a detailed description of the experimental setup and the data collection process. It includes information about the equipment used, the parameters of the experiment, and the methods used for data analysis.

7. The seventh part of the paper presents a detailed discussion of the results of the experiment. It compares the experimental results with the theoretical predictions and discusses the reasons for any discrepancies.

8. The eighth part of the paper discusses the implications of the results for the understanding of the underlying processes. It suggests that the results have important implications for the design of future experiments and for the development of new theories.

9. The ninth part of the paper concludes the paper by summarizing the main findings and highlighting the limitations of the study. It also suggests some directions for future research.

10. The tenth part of the paper provides a detailed description of the experimental setup and the data collection process. It includes information about the equipment used, the parameters of the experiment, and the methods used for data analysis.